

ALLEN & OVERY

VIA ECF & VIA EMAIL

Hon. Katherine B. Forrest
United States District Judge
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
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New York, New York 10007-1312

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January 28, 2014

Re: SEC v. Fabrice Tourre, Case No. 10-cv-3229 (KBF)

Dear Judge Forrest:

We represent Defendant Fabrice Tourre in the above-referenced litigation.

Pursuant to Rule 1.G of Your Honor's Individual Practices in Civil Cases, and in response to the Court's order setting oral argument on the SEC's Motion for Disgorgement, Pre-Judgment Interest, Civil Monetary Penalties and Injunctive Relief for February 11, 2014 at 2:00 PM, we are writing to inform the Court that we are not available on February 11, and to request, therefore, that the Court schedule argument on a different date. We have consulted with the SEC, and, subject, of course, to the Court's availability, can advise the Court that both parties would be available on February 20 (morning only), February 26, February 27, and February 28 (morning only).

Respectfully submitted,

/s/ Pamela Rogers Chepiga

Pamela Rogers Chepiga

Copy via email: Bridget Fitzpatrick, SEC
Christian Schultz, SEC

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